IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORIGINAL SIDE

NOTICE OF MOTION NO. 1661 OF 2004
IN
INCOME TAX APPEAL (LODGING) NO. 199 OF 2004

Dorothea Leo, Mumbai. Appellant

vs.

The Asstt. Commissioner of Income-tax, Mumbai. Respondent

Mr.V.S. Handade for the appellant.

CORAM : R. M. LODHA & J.P. DEVADHAR,JJ

DATED : 10th September 2004

P.C.

Heard the learned counsel for the appellant. Nobody appears for the revenue-respondent despite service. There is delay of one day in filing the appeal. For the reasons stated in the affidavit in support of notice of motion, we are satisfied that the appellant was prevented by sufficient cause in filing the appeal in time.

2. Delay in filing the appeal is condoned.

3. Office is directed to process the appeal and post it for admission as soon as the same is numbered.

4. Notice of motion stands disposed of.

(R.M. LODHA, J.)

(J.P. DEVADHAR,J.)